

**GOVERNMENT OF TELANGANA
ABSTRACT**

Irrigation & CAD Department – The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 – The RFCTLARR (Telangana Amendment) Act, 2016 – Irrigation & Hydel Project - Fishing Rights to Project Affected Families (PAFs) – Orders – Issued.

IRRIGATION & CAD(LA.R&R/A2) DEPARTMENT

G.O.Ms.No. 74

Dated: 14-08-2018

Read the following:-

1. Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.
2. Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement(Telangana Amendment) Act, 2016.
3. G.O.Ms.No. 120, Revenue (JA&LA) Dept., dt:30.06.2017.

ORDER:

The Right to Fair Compensation and Transparency in Land Acquisition and Rehabilitation and Resettlement Act, 2013 and the RFCTLARR (Telangana Amendment) Act, 2016, provides for provision of Fishing Rights in the Reservoirs and Storage tanks created under Irrigation projects, where fishing is feasible.

2. Where Irrigation Projects are being constructed to increase the command area of the region, new water bodies in the form of Reservoirs, Storage tanks are created, which may also subsume the smaller water bodies in the region. In such cases, where new water bodies are created or where the larger water bodies subsume the existing smaller water bodies in the region, there is a need to regulate Fishing rights in such water bodies and also extend the fishing rights to the project affected families who are facing loss of livelihoods.

3 The fishing rights may be extended to the affected persons, who face loss of livelihood, have adequate skills in fishing and express interest to take up fishing activities for their livelihood in the newly formed water bodies subject to viability norms prescribed by the Fisheries Department. In case number of applications for granting fishing rights exceeds the capacity of the water body as per the viability norms, first preference shall be given to the persons belonging to the fishing communities who have been doing fishing in the subsumed tanks for last three years followed by small and marginal farmers and landless poor among the project affected families. However, no such fishing rights either by way of lease/licensing may be sub contracted to third parties by these licensees to prevent commercial, unchecked and unauthorized exploitation of water resources.

4. Further, new water bodies are also formed as a result of Irrigation / Hydel projects by subsuming the smaller water bodies in the region and on which fishing Rights/ privileges may already be in existence for certain Fisherman societies. In such cases, as the smaller water bodies are subsumed and are no longer in existence, the fishermen cooperatives societies earlier holding lease on such bodies shall cease to exist. The fishing rights of such water bodies may be extended to the project affected families who express interest to undertake fishing as their livelihood activity, along with the members of the fishermen cooperatives societies of the subsumed smaller water bodies through the licensing system and as prescribed by the Department of fisheries.

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5. The Commissioner for Fisheries shall issue detailed guidelines in this regard, the District Collectors and the concerned officials for smooth and effective implementation of the provision relating to extension of Fishing Rights to affected persons as mandated in the Land Acquisition Act.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

**VIKAS RAJ
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner for Fisheries, TS, Hyderabad.
All District Collectors.

Copy to:

The Principal Secretary to Govt., I&CAD.Department.
The Commissioner, R&R and LA, I&CAD.Department, Secunderabad.
The Director, R&R and LA, I&CAD.Department, Secunderabad.
The PS to Hon'ble Minister for Irrigation.
SC/SF

//FORWARDED :: BY ORDER//

SECTION OFFICER